



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB2474

Introduced 02/17/05, by Rep. Dave Winters

SYNOPSIS AS INTRODUCED:

10 ILCS 5/19-4

from Ch. 46, par. 19-4

Amends the Election Code. Requires that an election authority's lists of persons who have received and returned absentee ballots must include the address where the ballot is sent. Effective immediately.

LRB094 08468 JAM 38674 b

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section
5 19-4 as follows:

6 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

7 Sec. 19-4. Mailing or delivery of ballots - Time.✝
8 Immediately upon the receipt of such application either by
9 mail, not more than 40 days nor less than 5 days prior to such
10 election, or by personal delivery not more than 40 days nor
11 less than one day prior to such election, at the office of such
12 election authority, it shall be the duty of such election
13 authority to examine the records to ascertain whether or not
14 such applicant is lawfully entitled to vote as requested, and
15 if found so to be, to post within one business day thereafter
16 (i) the name, (ii) the street address of registration, (iii)
17 the street address, city, and State where the ballot is to be
18 sent, and (iv) the ward and precinct number or township and
19 district number, as the case may be, of such applicant given on
20 a list, the pages of which are to be numbered consecutively to
21 be kept by such election authority for such purpose in a
22 conspicuous, open and public place accessible to the public at
23 the entrance of the office of such election authority, and in
24 such a manner that such list may be viewed without necessity of
25 requesting permission therefor, and within 2 business days
26 thereafter to mail, postage prepaid, or deliver in person in
27 such office an official ballot or ballots if more than one are
28 to be voted at said election. Mail delivery of Temporarily
29 Absent Student ballot applications pursuant to Section 19-12.3
30 shall be by nonforwardable mail. However, for the consolidated
31 election, absentee ballots for certain precincts may be
32 delivered to applicants not less than 25 days before the

1 election if so much time is required to have prepared and
2 printed the ballots containing the names of persons nominated
3 for offices at the consolidated primary. The election authority
4 shall enclose with each absentee ballot or application written
5 instructions on how voting assistance shall be provided
6 pursuant to Section 17-14 and a document, written and approved
7 by the State Board of Elections, enumerating the circumstances
8 under which a person is authorized to vote by absentee ballot
9 pursuant to this Article; such document shall also include a
10 statement informing the applicant that if he or she falsifies
11 or is solicited by another to falsify his or her eligibility to
12 cast an absentee ballot, such applicant or other is subject to
13 penalties pursuant to Section 29-10 and Section 29-20 of the
14 Election Code. Each election authority shall maintain a list of
15 (i) the name, (ii) the street address of registration, (iii)
16 the street address, city, and State where ballot was to be
17 sent, and (iv) the ward and precinct, or township and district
18 number, as the case may be, of all applicants who have returned
19 absentee ballots to such authority, and the name of such absent
20 voter shall be added to such list within one business day from
21 receipt of such ballot. If the absentee ballot envelope
22 indicates that the voter was assisted in casting the ballot,
23 the name of the person so assisting shall be included on the
24 list. The list, the pages of which are to be numbered
25 consecutively, shall be kept by each election authority in a
26 conspicuous, open, and public place accessible to the public at
27 the entrance of the office of the election authority and in a
28 manner that the list may be viewed without necessity of
29 requesting permission for viewing.

30 Each election authority shall maintain a list for each
31 election of the voters to whom it has issued absentee ballots.
32 The list shall be maintained for each precinct within the
33 jurisdiction of the election authority. Prior to the opening of
34 the polls on election day, the election authority shall deliver
35 to the judges of election in each precinct the list of
36 registered voters in that precinct to whom absentee ballots

1 have been issued by mail.

2 Each election authority shall maintain a list for each
3 election of voters to whom it has issued temporarily absent
4 student ballots. The list shall be maintained for each election
5 jurisdiction within which such voters temporarily abide.
6 Immediately after the close of the period during which
7 application may be made by mail for absentee ballots, each
8 election authority shall mail to each other election authority
9 within the State a certified list of all such voters
10 temporarily abiding within the jurisdiction of the other
11 election authority.

12 In the event that the return address of an application for
13 ballot by a physically incapacitated elector is that of a
14 facility licensed or certified under the Nursing Home Care Act,
15 within the jurisdiction of the election authority, and the
16 applicant is a registered voter in the precinct in which such
17 facility is located, the ballots shall be prepared and
18 transmitted to a responsible judge of election no later than 9
19 a.m. on the Saturday, Sunday or Monday immediately preceding
20 the election as designated by the election authority under
21 Section 19-12.2. Such judge shall deliver in person on the
22 designated day the ballot to the applicant on the premises of
23 the facility from which application was made. The election
24 authority shall by mail notify the applicant in such facility
25 that the ballot will be delivered by a judge of election on the
26 designated day.

27 All applications for absentee ballots shall be available at
28 the office of the election authority for public inspection upon
29 request from the time of receipt thereof by the election
30 authority until 30 days after the election, except during the
31 time such applications are kept in the office of the election
32 authority pursuant to Section 19-7, and except during the time
33 such applications are in the possession of the judges of
34 election.

35 (Source: P.A. 89-653, eff. 8-14-96; 90-101, eff. 7-11-97.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.